IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF UTAH

SECURITIES AND EXCHANGE COMMISSION, PLAINTIFF, v. TRAFFIC MONSOON, LLC, a Utah Limited Liability Company and CHARLES D. SCOVILLE, an individual, DEFENDANTS.	**AMENDED TEMPORARY RESTRAINING ORDER AND ORDER FREEZING ASSETS** Case No.: 2:16-cv-00832-JNP Judge Jill N. Parrish

Before the court is an *Ex Parte* Motion for a Temporary Restraining Order, Order Appointing Receiver, Freezing Assets and Other Ancillary Relief and Memorandum in Support Thereof ("Motion") brought by the Securities and Exchange Commission (the "Commission"). (Docket 3). The Court heard argument on the Motion on July 26, 2016. Having considered the Commission's Motion, the exhibits filed therewith, and the supporting declarations and documentation, together with the argument of counsel, the Court makes the following findings:

1. This Court has jurisdiction over the subject matter of this action and over Defendants.

2. The Commission has made a sufficient and proper showing in support of the relief

granted herein as required by Section 20(b) of the Securities Act of 1933 (the "Securities Act") [15 U.S.C. § 77t(b)] and Section 21(d) of the Securities Exchange Act of 1934 (the "Exchange Act") [15 U.S.C. § 78u(d)] by evidence establishing a *prima facie* case of and a strong likelihood that the Commission will prevail at trial on the merits and that Traffic Monsoon, LLC and Charles D. Scoville, (collectively, the "Defendants"), directly or indirectly, have engaged in and, unless restrained and enjoined by order of this Court, will continue to engage in acts, practices, and courses of business constituting violations of Sections 5(a), 5(c), and 17(a) of the Securities Act [15 U.S.C. §§ 77e(a), 77e(c) and 77q(a)] and Section 10(b) of the Exchange Act [15 U.S.C. § 78j(b)] and Rule 10b-5 thereunder [17 C.F.R. § 240.10b-5].

3. The Commission has also made a sufficient showing that this Temporary Restraining Order and Order Freezing Assets (the "Order") should issue without notice. Absent the issuance of this Order, Defendants would likely dissipate or otherwise conceal assets and would likely continue to receive funds from investors. Because the Defendants are unlikely to have sufficient assets to satisfy the full value of any judgment obtained in this case, any dissipation of the assets would irreparably harm the investors on whose behalf the Commission brought this suit.

IT IS HEREBY ORDERED:

I. TEMPORARY RESTRAINING ORDER

Pending the determination of the Commission's Motion for a Preliminary Injunction or hearing on the merits, Defendants are hereby prohibited from soliciting, accepting, or depositing any monies obtained from actual or prospective investors, individuals, customers, companies, and/or entities, through the Internet or other electronic means.

Defendants and each of their officers, agents, servants, employees and attorneys, and

those persons in active concert or participation with them who receive actual notice of this Order by personal service or otherwise, including facsimile transmissions, electronic mail or overnight delivery service, and each of them, shall, within five (5) days of receiving actual notice of this Order, take such steps as are necessary to repatriate and deposit into the registry of the Court in an interest bearing account, any and all funds or assets that presently may be located outside of the United States that were obtained directly or indirectly from Defendants or any of Defendants' investors.

Defendants and each of their officers, agents, servants, employees and attorneys and those persons in active concert or participation with them who receive actual notice of this Order by personal service or otherwise, including facsimile transmission, electronic mail, or overnight delivery service, are hereby restrained from destroying, mutilating, concealing, altering, disposing, or transferring custody of any items, including but not limited to any books, records, documents, correspondence, contracts, agreements, assignments, obligations, tape recordings, computer media or other property relating to Defendants.

II. ORDER FREEZING ASSETS

This Court hereby takes exclusive jurisdiction and possession of the assets, of whatever kind and wherever situated, of Defendants.

Except as otherwise specified herein, all assets of the Defendants ("Defendants' Assets") are frozen until further order of this Court, including but not limited to any accounts held at PayPal Holdings, Inc., Payza, Solid Trust Pay, Allied Wallet LTD, and JPMorgan Chase Bank, N.A. Accordingly, all persons and entities with direct or indirect control over any of Defendants' Assets, including but not limited to the Defendants, are hereby restrained and enjoined from directly or indirectly transferring, setting off, receiving, changing, selling,

pledging, assigning, liquidating or otherwise disposing of or withdrawing such assets. This freeze shall include, but not be limited to, Defendants' Assets that are on deposit with financial institutions such as banks, brokerage firms and mutual funds.

Defendants Traffic Monsoon and Scoville, their agents, servants, employees, attorneys, and those persons in active concert or participation with them who receive actual notice of this Order by personal service, facsimile service, or otherwise, and each of them, shall hold and retain within their control, and otherwise prevent any withdrawal, transfer, pledge, encumbrance, assignment, dissipation, concealment, or other disposal of, any assets, funds, or other properties (including money, real or personal property, securities, choses in action or property of any kind whatsoever) of Defendants Traffic Monsoon and Scoville currently held by them or under their control, whether held in the name of Defendants Traffic Monsoon, LLC and/or Charles Scoville, or for their direct or indirect beneficial interest wherever situated.

Each of the financial or brokerage institutions, debtors, and bailees, or any other person or entity holding such assets, funds, or other properties of Defendants Traffic Monsoon and Scoville shall hold or retain within their control and prohibit the withdrawal, removal, transfer, or other disposal of any such assets, funds, or other properties.

III. PRELIMINARY INJUNCTION HEARING

Defendants shall appear before this court on September 23, 2016, at 10:00 AM for a hearing on the Commission's Motion for a Preliminary Injunction.[1] At that time, the parties should be prepared to address whether this Order should be converted into a preliminary injunction as well as the Commission's Motion to Appoint a Receiver and Stay Litigation and the Commission's Motion for Expedited Discovery.

[1] The hearing on the preliminary injunction was originally set for August 5, 2016, but pursuant to the stipulation of the parties, it was continued until September 23, 2016.

This Court shall retain jurisdiction over this action for the purposes of implementing and carrying out the terms of all orders and decrees that may be entered herein and to entertain any suitable application or motion for additional relief within the jurisdiction of this Court.

IT IS SO ORDERED, this 28th day of July, 2016, at 6:00 p.m. at Salt Lake City, Utah.

Jill N. Parrish
United States District Judge